

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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N.R., N.R. ON BEHALF OF T.R.,

Plaintiffs,

-against-

THE DEPARTMENT OF EDUCATION OF THE CITY  
SCHOOL DISTRICT OF THE CITY OF NEW YORK,  
a/k/a THE BOARD OF EDUCATION OF THE CITY  
SCHOOL DISTRICT OF THE CITY OF NEW YORK  
and JOEL KLEIN, in his official capacity as Chancellor  
of the New York City School District,

Defendants.  
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**DEFENDANTS'  
NOTICE OF MOTION  
FOR SUMMARY  
JUDGMENT**

07-CV-9648  
(BSJ) (DCF)

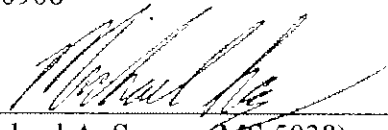
**PLEASE TAKE NOTICE** that upon the annexed Defendants' Local Civil Rule 56.1 Statement of Material Facts Not in Dispute, dated March 17, 2007, the Declaration of Michael Suarez, dated March 17, 2007, and the exhibits annexed thereto and the accompanying Defendants' Memorandum of Law in Support of their Motion for Summary Judgment, dated March 17, 2007, the defendants, New York City Department of Education and Joel Klein, in his official capacity as Chancellor of the New York City School Districts ("defendants"), will move this Court at the United States Courthouse for the Southern District of New York, located at the United States Courthouse for the Southern District Court of New York, located at 500 Pearl Street, New York, New York, on March 17, 2007, for an order granting summary judgment pursuant to Rule 56 of the Federal Rules of Civil Procedure, on the grounds that the equities do favor plaintiffs' claim for tuition reimbursement for their unilateral placement of the Student at the Rebecca School for the 2006-2007 school year.

**PLEASE TAKE FURTHER NOTICE** that pursuant to this Court's Order, dated February 14, 2008, each party will submit papers in opposition to the motions for summary judgment by March 31, 2007, and will submit reply papers by April 7, 2007.

Dated: New York, New York  
March 17, 2007

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By:

  
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